No. 47

MICHIGAN SENATE

DAILY CALENDAR

WEDNESDAY, MAY 22, 2002 10:00 a.m.

MESSAGES FROM THE HOUSE

— 1 ——

SB 1102 Sen. North

Appropriations; corrections; department of corrections; provide for fiscal year 2002-2003.

I.E. House, May 15, 2002.

Returned from House with substitute (H-1), Thursday, May 16; laid over under the rules.

Committee recommended I.E.

CONFERENCE REPORTS

SJR D Sen. McCotter

State; employees and officers; adoption of state officers compensation commission recommendation for next legislative session; require legislature approval.

Amends sec. 12, art. IV of the state constitution.

Conference report received in the Senate, Wednesday, October 24, 2001; laid over under the rules.

For text of conference report, see Senate Journal No. 74 of 2001, page 1873.

Adoption pending.

THIRD READING OF BILLS

___ 3 _____

HB 5719 Rep. Kuipers

Legislature; auditor general; reference to auditor general in federal grant statute; eliminate.

Amends sec. 3 of 1942 (1st Ex Sess) PA 16 (MCL 388.803).

I.E. House, March 12, 2002.

Reported by Committee on Government Operations. Committee recommended I.E.

HB 5720 Rep. Kuipers

Legislature; auditor general; reference to auditor general in school for the deaf statute; eliminate.

Amends secs. 10, 12, 14 & 16 of 1893 PA 116 (MCL 393.60 et seq.).

I.E. House, March 12, 2002.

House substitute (H-1).

Reported by Committee on Government Operations. Committee recommended I.E.

THIRD READING OF BILLS

____ 5 ____

HB 5721 Rep. Kuipers

Legislature; auditor general; reference to auditor general in Michigan school for the blind statute; eliminate.

Amends secs. 9 & 10 of 1893 PA 123 (MCL 393.109 & 393.110).

I.E. House, March 12, 2002.

House substitute (H-1).

Reported by Committee on Government Operations. Committee recommended I.E.

– 6 **–**

HB 5722 Rep. Patterson

Legislature; auditor general; reference to duties of the auditor general in the general property tax act; eliminate.

Amends secs. 35, 41, 57a, 58, 62, 63, 64, 66, 67, 70, 73, 73a, 73b, 75, 83, 85, 86, 87, 88, 90, 95, 96, 97, 98, 98a, 99, 101, 102, 103, 105, 113, 121, 122, 127b, 130, 135, 138, 139 & 144 of 1893 PA 206 (MCL 211.35 et seq.).

I.E. House, April 16, 2002.

Reported by Committee on Government Operations. Committee recommended I.E.

_ 7 _____

HB 5742 Rep. Kuipers

Legislature; auditor general; reference to auditor general in nonpublic school statute; eliminate.

Amends sec. 1 of 1921 PA 302 (MCL 388.551).

I.E. House, April 9, 2002.

Reported by Committee on Government Operations. Committee recommended I.E.

____ 8 _____

SB 503 Sen. Garcia

Financial institutions; other; regulation of deferred presentment service transaction; provide for.

Creates new act.

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-7).

For Senate amendment, see Senate Journal No. 73 of 2001, page 1852.

Committee recommended I.E.

9

SB 1030 Sen. McCotter

Crimes; other; provisions relating to prize fighting; repeal.

Repeals secs. 442, 443, 444, 445, 446 & 447 of 1931 PA 328 (MCL 750.442 et seq.).

Reported by Committee on Government Operations. Committee recommended I.E.

THIRD READING OF BILLS

____ 10 _____

SB 1031 Sen. McCotter

Criminal procedure; sentencing guidelines; sentencing guidelines for crimes of prize fighting and training for prize fighting; eliminate.

Amends sec. 16v, ch. XVII of 1927 PA 175 (MCL 777.16v).

Reported by Committee on Government Operations. Committee recommended I.E.

— 11 ———

SB 1036 Sen. McCotter

Vehicles; other; prohibition against displaying an emblem or insignia on motor vehicles; limit application to certain fraternal and nonprofit organizations.

Amends sec. 3 of 1929 PA 269 (MCL 430.53).

Reported by Committee on Government Operations. Committee recommended I.E.

HB 5716 Rep. Jacobs

Legislature; auditor general; reference to auditor general in statute concerning state real estate sales; eliminate.

Amends title & secs. 1, 2, 3 & 4 of 1941 PA 230 (MCL 322.1 et seq.).

I.E. House, April 17, 2002.

Reported by Committee on Government Operations. Committee recommended I.E.

—— 13 ———

HB 4625 Rep. Patterson

Environmental protection; funding; general obligation bonds; provide to pay for water pollution control projects that prevent discharges of untreated or improperly treated sewage into the waters of the state.

Creates new act.

I.E. House, April 25, 2002.

House substitute (H-3).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

Committee recommended I.E.

____ 14 _____

HB 5892 Rep. Meyer

Environmental protection; funding; general obligation bonds; provide for implementation of.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 197.

I.E. House, April 25, 2002.

House substitute (H-3).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

For Senate amendment, see Senate Journal No. 46, page 1337.

Committee recommended I.E.

THIRD READING OF BILLS

HB 5893 Rep. Mead

Environmental protection; funding; state water pollution control revolving fund; modify criteria for expenditures.

Amends sec. 5303 of 1994 PA 451 (MCL 324.5303).

I.E. House, April 25, 2002.

House substitute (H-5)*.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

Committee recommended I.E.

____ 16 ____

SB 1241 Sen. Schwarz

Insurance; health; coverage for "off-label" drug use; provide for.

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 3406q.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

____ 17 _____

SB 1242 Sen. Schwarz

Insurance; health care corporations; coverage for "off-label" drug use; provide for.

Amends 1980 PA 350 (MCL 550.1101 - 550.1704) by adding sec. 416c.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

- 18 *----*

HB 4217 Rep. Scranton

Housing; landlord and tenants; housing with services establishment act; create.

Creates new act.

I.E. House, March 20, 2001.

House substitute (H-1).

Reported by Committee on Health Policy.

Committee recommended I.E.

HB 5475 Rep. Gilbert

Transportation; railroads; maintenance of railroad grades; require written permission from both railroad and road authority to commence work and regulate the charge of certain fees.

Amends sec. 309 of 1993 PA 354 (MCL 462.309).

I.E. House, May 1, 2002.

House substitute (H-2).

Reported by Committee on Transportation and Tourism. Committee recommended I.E.

— 20 —

HB 5899 Rep. Shackleton

Vehicles; registration; definition of "wood harvesting" for purposes of transportation; revise to include raw materials produced in the woods or as produced at the harvest site.

Amends sec. 801 of 1949 PA 300 (MCL 257.801).

I.E. House, May 1, 2002.

Reported by Committee on Transportation and Tourism. Senate substitute (S-2).

Committee recommended I.E.

THIRD READING OF BILLS

____ 21 _____

HB 5454 Rep. Bishop

Torts; liability; governmental liability for negligence; add volunteers to certain provisions.

Amends title & secs. 8 & 9 of 1964 PA 170 (MCL 691.1408 & 691.1409).

I.E. House, March 6, 2002.

Reported by Committee on Judiciary.

Committee recommended I.E.

HB 5521 Rep. Meyer

Criminal procedure; sentencing guidelines; sentencing guidelines for violations of the grain dealers act; provide for.

Amends sec. 12, ch. XVII of 1927 PA 175 (MCL 777.12). **House substitute (H-1).**

Reported by Committee on Judiciary.

_____ 23 _____

SB 992 Sen. Hoffman

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of conducting business as private detective or private investigator without license; amend to reflect increased penalties.

Amends sec. 13, ch. XVII of 1927 PA 175 (MCL 777.13).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

24

HB 5237 Rep. Drolet

Elections; political parties; ballot access; revise requirements for.

Amends sec. 685 of 1954 PA 116 (MCL 168.685).

I.E. House, March 6, 2002.

Reported by Committee on Judiciary.

Committee recommended I.E.

GENERAL ORDERS

_____ 25 _____

HB 4698 Rep. Allen

Economic development; brownfield redevelopment authority; work plan approval; establish criteria.

Amends sec. 15 of 1996 PA 381 (MCL 125.2665).

I.E. House, May 24, 2001.

House substitute (H-2).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

____ 26 _____

SB 750 Sen. Gast

State; funds; budget stabilization fund withdrawal; allow. Amends sec. 353c of 1984 PA 431 (MCL 18.1353c).

Reported by Committee on Appropriations.

For Senate amendment, see Senate Journal No. 76 of 2001, page 1910.

Committee recommended I.E.

GENERAL ORDERS

____ 27 _____

SB 644 Sen. Steil

Employment security; benefits; coverage for federally recognized Indian tribes; expand act to include.

Amends secs. 41 & 42 of 1936 (Ex Sess) PA 1 (MCL 421.41 & 421.42) & adds sec. 13*l*.

Reported by Committee on Human Resources and Labor.

Senate substitute (S-4).

Committee recommended I.E.

SB 1013 Sen. Van Regenmorter

Criminal procedure; sentencing; lifetime probation for delivery or sale of a controlled substance; revise penalties.

Amends sec. 2, ch. XI of 1927 PA 175 (MCL 771.2) & adds sec. 4b to ch. XI.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

SB 1125 Sen. Bullard

Insurance; insurers; commissioner's jurisdiction to determine excess surplus; clarify.

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 401.

Reported by Committee on Financial Services.

Committee recommended I.E.

____ 30 _____

SB 1164 Sen. Bullard

Insurance; no-fault; nonresident personal protection insurance; limit coverage.

Amends sec. 3163 of 1956 PA 218 (MCL 500.3163) & adds sec. 3107c.

Reported by Committee on Financial Services.

Senate substitute (S-2).

Committee recommended I.E.

31

HB 5103 Rep. Birkholz

Occupations; health care professions; "health profession specialty field certification"; revise term to "health profession specialty field license".

Amends secs. 16105, 16106, 16108, 16109, 16128, 16163, 16174, 16186, 16261, 16323, 16327, 16608, 16624, 17210 & 17221 of 1978 PA 368 (MCL 333.16105 et seq.).

I.E. House, May 1, 2002.

House substitute (H-2).

Reported by Committee on Health Policy.

Committee recommended I.E.

32 —

SB 1315 Sen. Koivisto

Economic development; renaissance zones; alternative energy zone; create.

Amends sec. 8a of 1996 PA 376 (MCL 125.2688a).

Reported by Committee on Finance.

Senate substitute (S-2).

Committee recommended I.E.

GENERAL ORDERS

— 33 ———

HB 5637 Rep. Pumford

Highways; name; certain portion of M-82; designate as the "Korean War Memorial Highway".

Amends 2001 PA 142 (MČL 250.1001 - 250.1100) by adding sec. 85.

I.E. House, April 25, 2002.

Reported by Committee on Transportation and Tourism. Committee recommended I.E.

SB 1312 Sen. Johnson

Liquor; licenses; "catering permit" for on-premises licensees to serve alcohol at locations other than the licensed premises under certain circumstances; provide for. Amends 1998 PA 58 (MCL 436.1101 - 436.2303) by adding sec. 545.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Committee recommended I.E.

- 35 **--**

HB 5750 Rep. Patterson

Agriculture; other; motor fuels quality act; remove certain rule-making authority of the department of agriculture. Amends sec. 4a of 1984 PA 44 (MCL 290.644a).

I.E. House, April 9, 2002.

House substitute (H-1).

Reported by Committee on Farming, Agribusiness and Food Systems.

Committee recommended I.E.

HB 5832 Rep. Pumford

Agriculture; animals; revisions to livestock inspection and zoning procedures; provide for.

Amends secs. 3, 4, 6, 8, 9, 11b, 12, 13a, 14, 16, 19, 22, 30a, 30b, 33 & 44 of 1988 PA 466 (MCL 287.703 et seq.) & repeals sec. 43a of 1988 PA 466 (MCL 287.743a).

I.É. House, May 1, 2002.

House substitute (H-2).

Reported by Committee on Farming, Agribusiness and Food Systems.

Senate substitute (S-1).

Committee recommended I.E.

____ 37 ____

SB 554 Sen. Johnson

Mental health; code; definition of regional entity; add. Amends sec. 100c of 1974 PA 258 (MCL 330.1100c).

Reported by Committee on Families, Mental Health and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

— 38 —

SB 555 Sen. Hammerstrom

Mental health; code; certain shared risk of state funds; provide for.

Amends 1974 PA 258 (MCL 330.1001 - 330.2106) by adding sec. 204b.

Reported by Committee on Families, Mental Health and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

SB 556 Sen. Johnson

Mental health; community mental health; risk and cost sharing; allow under certain circumstances.

Amends sec. 226 of 1974 PA 258 (MCL 330.1226).

Reported by Committee on Families, Mental Health and Human Services.

Senate substitute (S-2).

Committee recommended I.E.

— 40 **—**

SB 557 Sen. Hammerstrom

Mental health; code; conflict of interest provisions; exempt individuals under certain circumstances.

Åmends sec. 222 of 1974 PA 258 (MCL 330.1222).

Reported by Committee on Families, Mental Health and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

SB 1323 Sen. Bennett

Health; death; new certificate to document prenatal death and revised authorization for final disposition form for stillborn fetus; provide for combined form.

Amends secs. 2803, 2834, 2848, 2850 & 2882 of 1978 PA 368 (MCL 333.2803 et seq.) & adds secs. 16283 & 20189.

Reported by Committee on Families, Mental Health and Human Services.

Senate substitute (S-2).

Committee recommended I.E.

- 42 -----

SB 1337 Sen. Hammerstrom

Mental health; code; standards for medicaid specialty prepaid health plans; create.

Amends 1974 PA 258 (MCL 330.1001 - 330.2106) by adding sec. 232b.

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

HB 5107 Rep. Vander Roest

Worker's compensation; disabilities; members of a volunteer underwater diving team; include.

Amends sec. 161 of 1969 PA 317 (MCL 418.161).

I.E. House, May 1, 2002.

Reported by Committee on Human Resources and Labor.

Committee recommended I.E.

— 44 ———

HB 5314 Rep. Faunce

Labor; fair employment practices; employee consent for the disclosure of certain statements made by law enforcement personnel to their employer under certain circumstances; require.

Amends title of 1978 PA 397 (MCL 423.501 - 423.512) & adds sec. 9a.

I.E. House, March 12, 2002.

House substitute (H-1).

Reported by Committee on Human Resources and Labor.

Committee recommended I.E.

GENERAL ORDERS

SB 1308 Sen. Steil

Worker's compensation; other; attorneys sign subpoenas; allow.

Amends sec. 853 of 1969 PA 317 (MCL 418.853).

Reported by Committee on Human Resources and Labor.

Committee recommended I.E.

SB 112 Sen. Schuette

Local government; other; reference to "Dominion of Canada"; revise in urban cooperation act.

Amends secs. 2, 3, 4, 10 & 12 of 1967 (Ex Sess) PA 7 (MCL 124.502 et seq.).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

HB 5138 Rep. George

State; symbol; historical society; designate as the official historical society of Michigan.

Creates new act.

I.E. House, May 2, 2002.

Reported by Committee on Government Operations. Committee recommended I.E.

COMMITTEE REPORTS

— 48 ———

SB 1278 Sen. Bullard

Single business tax; other; technical amendments for foreign persons; enact.

Amends sec. 19 of 1975 PA 228 (MCL 208.19).

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

HB 5587 Rep. Cassis

Property tax; payment and collection; collection procedures for delinquent taxes levied on certain buildings and improvements located on certain leased real property; revise.

Amends sec. 44 of 1893 PA 206 (MCL 211.44).

I.E. House, April 18, 2002.

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

HB 5591 Rep. Cassis

Income tax; forms; explanations of credits and deductions on tax forms and treasury website; require.

Amends sec. 471 of 1967 PA 281 (MCL 206.471).

I.E. House, February 26, 2002.

Reported by Committee on Finance.

Senate substitute (S-2).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

51

HB 5860 Rep. Birkholz

Property tax; assessments; use of computerized data base for tax roll; allow for county treasurers.

Amends sec. 42a of 1893 PA 206 (MCL 211.42a).

I.E. House, May 16, 2002.

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

____ 52 ____

HB 4147 Rep. Rivet

Local government; special assessments; township authority to impose special assessments for sanitary sewer improvements; expand.

Amends sec. 31 of 1947 PA 359 (MCL 42.31).

I.E. House, March 7, 2001.

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

____ 53 _____

HB 4599 Rep. Minore

Trade; hazardous substances; sale of mercury thermometers in the state of Michigan; prohibit.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 172.

I.E. House, March 12, 2002.

House substitute (H-1).

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

____ 54 ____

HB 5758 Rep. Ruth Johnson

Water; quality; arsenic testing program; extend sunset.

Amends sec. 5419 of 1994 PA 451 (MCL 324.5419) & repeals enacting sec. 1 of 2001 PA 165 & sec. 5419 of 1994 PA 451 (MCL 324.5419).

I.E. House, May 1, 2002.

For House amendments, see House Journal No. 36, page 1239.

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

55 -

HCR 49 Rep. Bradstreet

A concurrent resolution to urge the United States Environmental Protection Agency to reevaluate Michigan's electrical demand growth rate and promote energy efficiency and the health of Michigan's citizens.

House substitute (H-2).

Reported by Committee on Natural Resources and Environmental Affairs.

For text of resolution, see Senate Journal No. 12, page 318.

Refer to Resolutions pursuant to Rule 3.106.

SCHEDULED MEETINGS

Banking and Financial Institutions - Thursday, May 23, 8:30 a.m., Room 210, Farnum Building (373-2420)

Education - Wednesday, May 22, 3:00 p.m., Room 210, Farnum Building (373-7350)

SCHEDULED MEETINGS

Farming, Agribusiness and Food Systems - Wednesday, May 22, 1:30 p.m., Room 405, Capitol Building (373-1725)

Judiciary - Wednesday, May 22, 1:00 p.m., Rooms 402 and 403, Capitol Building (373-6920)

Legislative Retirement Board of Trustees - Wednesday, May 29, 3:00 p.m., Room H-252, Capitol Building (373-0575)

Technology and Energy - Wednesday, May 22, 2:00 p.m., Senate Hearing Room, Ground Floor, Michigan National Tower (373-3543)

Transportation and Tourism - Wednesday, May 22, 9:30 a.m., Room 110, Farnum Building (373-1758)

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed To	
		Senate	House	Senate	House
SJR D	State; employees and officers; adoption of SOCC recommendation for next legislative session; require legislature approval.	McCotter Sikkema Leland	Patterson Bisbee Jacobs		
НВ 4042	Consumer protection; home solicitation sales; do not call register; create.	Emmons Steil Cherry	Bradstreet Faunce Rivet		
HB 4632	Consumer protection; home solicitation sales; violation of home solicitation sales statute; prohibit as unfair practice.	Emmons Steil Cherry	Bradstreet Faunce Rivet		
HB 5649	Appropriations: department of military and veterans affairs; provide for fiscal year 2002-2003.		C. Brown Pappageorge Whitmer		